

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )  
 ) CASE NO. CR13-303 JCC  
Plaintiff, )  
 )  
v. )  
 ) DETENTION ORDER  
GERARDO GOMEZ, )  
 )  
Defendant. )  
\_\_\_\_\_ )

Offense charged: Supervised Release Violations

Date of Detention Hearing: April 8, 2022

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant is charged with violating conditions of supervision by using alcohol,

01 using methamphetamine, and failing to maintain compliance with substance abuse and mental  
02 health treatment. Defendant has admitted the alleged violations, and a disposition hearing has  
03 been scheduled with Judge Coughenour.

04         2. Defendant was released to his term of supervision in August 2019. Prior to the  
05 instant violations, it was necessary to modify the conditions of release to reflect defendant's  
06 drug use and lack of housing. On several other occasions, defendant was charged with  
07 violation of the conditions of release due to continuing substance abuse. Defendant has now  
08 admitted continuing substance abuse and failure to comply with court-ordered treatment. In  
09 this situation, a rebuttable presumption arises that there are no conditions or combination of  
10 conditions that will assure that the person will not pose a danger to the safety of any other  
11 person or the community. 18 USC §3148(b). Defendant in fact requests detention pending the  
12 disposition hearing.

13         3. Taken as a whole, the record does not effectively rebut the presumption that no  
14 condition or combination of conditions will reasonably assure the appearance of the defendant  
15 as required and the safety of the community.

16 It is therefore ORDERED:

17         1. Defendant shall be detained pending hearing and committed to the custody of the  
18 Attorney General for confinement in a correction facility separate, to the extent  
19 practicable, from persons awaiting or serving sentences or being held in custody  
20 pending appeal;

21         2. Defendant shall be afforded reasonable opportunity for private consultation with  
22 counsel;

01 3. On order of the United States or on request of an attorney for the Government, the person  
02 in charge of the corrections facility in which defendant is confined shall deliver the  
03 defendant to a United States Marshal for the purpose of an appearance in connection  
04 with a court proceeding; and

05 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
06 for the defendant, to the United States Marshal, and to the United State Pretrial Services  
07 Officer.

08 DATED this 8th day of April, 2022.

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10 Mary Alice Theiler  
11 United States Magistrate Judge  
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